



## City of Hampton, VA Meeting Minutes City Council

22 Lincoln Street  
Hampton, VA 23669  
[www.hampton.gov](http://www.hampton.gov)

*Ross A. Kearney, II*  
*Will Moffett*  
*Joseph H. Spencer, II*  
*Molly Joseph Ward, Mayor*

*Christopher G. Stuart*  
*Donnie R. Tuck*  
*George E. Wallace*

*Staff:*  
*Mary Bunting, City Manager*  
*Cynthia Hudson, City Attorney*  
*Katherine K. Glass, CMC, Clerk of Council*

---

Wednesday, May 2, 2012	7:00 PM	Council Chambers, 8th Floor, City Hall
------------------------	---------	--

---

### **CALL TO ORDER/ROLL CALL**

### **MOLLY JOSEPH WARD PRESIDED**

**PRESENT:** Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace

Mayor Ward welcomed everyone to the evening meeting.

### **PLEDGE OF ALLEGIANCE**

Councilman Spencer introduced Reverend Steven Brown to give the invocation. He commented that Reverend Brown holds many titles in our community including Household of Faith Builders Church Associate Pastor, Riverside Health Systems Bereavement Coordinator and Hampton/Newport News Community Services Board Chair.

### **INVOCATION – Reverend Steven Brown**

### **AGENDA**

City Manager Mary made the following opening comments: Tonight's special meeting of the Hampton City Council will be the second Public Hearing on the budget and tax rates and an initial vote on the City's FY 2013 budget and appropriation Ordinances that still require two "readings". By City Code, there are Ordinances that cannot be passed on the same day of their introduction – a requirement that Council preserved in the agenda "streamlining" decisions made in recent years. These Ordinances appear at items 3 – 15 on your agenda and include those appropriating money exceeding the sum of five million dollars (\$5,000,000.00) or imposing taxes. The Budget Ordinances that require only one reading for adoption are on the agenda tonight for Public Hearing, as advertised, but only for Public Hearing. They will be on your agenda for vote on May 9th, along with the other appropriations and tax ordinances that require a second reading. Thus, the final vote on the entire budget will take place next Wednesday, May 9th, following the last Public Hearing unless Council decides next week to proceed with

further consideration and action on the proposed real estate tax increase. In that case, staff will discuss the need for different timing on Council's final action on the budget before May 15th as required by law. By tradition and practice, even when we anticipate subsequent changes to the budget, Councils have approved all budget Ordinances as presented for first reading to move things along. We have incorporated Council's desired changes after the first reading by amending individual ordinances as necessary on the second reading when they are finally approved. Please note that the budget Ordinances, even when finally approved, are not effective until July 1, 2012 or January 1, 2013 in the case of personal property taxes. For voting tonight, the budget Ordinances are contained in a single consolidated motion, very similar to the manner by which you vote on consent agenda items. Accordingly, if there are any budget items among numbers 3 through 15 that a Councilmember does not wish to support, we ask that you remove them from the motion for separate vote at the appropriate time.

### **2012-2013 Consolidated Annual Action Plan**

1. 12-0141 2012-2013 Consolidated Annual Action Plan, which includes the fiscal year 2012-2013 Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Program budgets.

Ms. Bunting stated last week there was a Public Hearing as required by the Federal Government on the Consolidated Annual Action Plan. Following that budget hearing, tonight we seek the vote to move that item forward to the Federal Government.

Councilman Tuck stated there is an area in the budget that he believes is unfair to all communities; and therefore, will vote no.

#### **APPROVED**

**Motion made by:** Councilmember Ross A. Kearney, II

**Seconded by:** Vice Mayor George E. Wallace

**Ayes:** 6 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II,  
Christopher G. Stuart, George E. Wallace, Molly Joseph Ward

**Nays:** 1 - Donnie R. Tuck

### **Public Hearing - Fiscal Year 2013 Budget**

2. 12-0190 Public Hearing to Receive Citizens' Comments Relative to the:  
Fiscal Year 2013 General Fund  
Capital Improvement Fund  
Solid Waste Management Fund  
Stormwater Management Fund  
Wastewater Management Fund  
Fleet Services Fund  
Risk Management Fund  
Hampton Coliseum Fund  
Hampton Roads Convention Center Fund  
Proposed Real Estate Property Tax rate of \$1.04 per \$100 of Assessed Value  
Proposed Personal Property Tax Rate  
Fiscal Year 2013 Proposed Cigarette Tax Rate Increase  
Proposed Meals Tax Increase  
Information Technology Fund

The Hamptons Golf Course budget  
The Woodlands Golf Course budget  
Economic Development Fund  
Proposed Commercial Fire Code Inspection and Fire Code Operational Permits Fee  
Proposed Residential and Commercial Stormwater Fee Increases  
Proposed Local Vehicle License Fee Increase  
Proposed Sewer User Surcharge Increase, and  
Proposed Increase to Permit and Inspection Fees.

Mayor Ward introduced the item. Clerk of Council Ms. Katherine Glass read the protocol for the Public Hearing.

Ms. Julia Templeman, 61 Linden Avenue, greeted the Mayor, Vice Mayor, Councilmembers, Ms. Bunting and guests and made the following statement: I am Julia Templeman, the Chair of the Hampton Youth Commission. As you may recall, one week ago, I came before you to speak on behalf of the Commission about the budget. At that time, we were concerned about our inability to find youth civic engagement in the budget. We would like to thank Resource Development Manager Ms. Debbie Russell for taking the time out of her busy schedule to address our questions and concerns. We left our work session reassured of the City's commitment to the youth voice. With that said, we recognize that this year will be one of transition as the City moves from having City staff as the primary support of youth civic engagement to one in which an outside, nonprofit agency will provide the primary support for the agenda. However, as supporters of youth civic engagement, we ask that throughout this time of change, the City fully engage youth in the decision making process, particularly as proposals are reviewed and the incoming organization is selected. Namely, we are requesting that youth, including some representatives from the Commission, have a meaningful role in the selection process. We feel that this decision-making role is vital not only to the youth civic engagement agenda, but also for the incoming organization to understand the process of how we, the Youth Commission, work a youth-adult partnership. Because this decision will directly impact youth throughout the City, this decision should involve youth. Likewise, we would also like to thank City Council for your continued support of the Hampton Teen Center, another important issue for the Youth Commission. As a product of the youth civic engagement agenda in years past, we ask that the City solicit continued youth voice on all decisions made regarding the Teen Center by including youth on any boards or in decisions made. Finally, we ask that Council respond to our desire to continue to host special events at the Teen Center in the upcoming year. Thank you for your prompt response to our concerns last week as well as your time and consideration of these matters. Thank you.

Vice Mayor Wallace asked if this referred to contracting the service with an agency as opposed to having a staff person chair it. Ms. Bunting clarified we are considering changing our staff role to being a scheduler while bringing in various non-profits to provide programming for the Teen Center. Ms. Bunting asked Assistant City Manager James Gray to address the civic engagement issue.

Mr. Gray stated our partnership has included the involvement of a staff member as well as a non-profit to assist with youth civic engagement leadership development; however, we will shift more of the role of the youth development to a non-profit or a contract provider. He further stated when we do a Request for Proposal (RFP) for the contract

provider, we will have the youth involvement in the selection process since it does affect the youth commission, the Teen Center and those involved in youth development.

Mr. Ricky Barnes, 136 Hunt Club Blvd., greeted Mayor Ward, Vice Mayor Wallace, the City Manager, Councilmembers and guests and made the following statement: I am Ricky Barnes and I am here to speak on behalf of the Hampton Youth Commission. I have had the pleasure of serving on the Commission for the past three years and I have seen firsthand the effects of the economic downturn on the operations of the Hampton Youth Commission. We are aware of the challenges that the City has faced in trying to maintain its workforce and services while working with limited resources and we do not envy your job. While we realize that there may not be money left in the City's budget for further additions, we encourage you to consider the following, not only for this year, but the years to come. In the past, the Youth Commission was able to share their experiences with other young leaders throughout the country by attending conferences each year. These were both learning experiences, as well as a way to promote Hampton and our work. This is how Hampton became so renowned for youth civic engagement. With depleted funds, this has been viewed as a luxury, but in many ways, these experiences raise the bar and provide training that cannot be duplicated on the local level. In addition, the grant program has suffered tremendously and yet, it has always been an integral part of the Youth Commission's work. It is what gives the Commission's work more depth. It provides youth groups with the funding that they need to make a positive impact in the community, and in doing so, it promotes the Commission's vision of "young people with the power and voice to shape the future of Hampton." As one of the primary ways of addressing your issues, we desperately need our grant funding to be reinstated. Finally, our first two requests, along with current activities require an adequate operating budget which includes marketing and supplies for meetings as well as activities. While we have been pushing forward, any further assistance would be greatly appreciated. We ask for these items so that we may extend our influence across the City and provide resources to youth so that they can shape the future of Hampton. So, we urge you to consider increasing the funding for the Youth Commission so that we may serve our constituents as you serve yours. Thank you for your time.

Ms. Sara "Sallie" Marchello, 2222 Chesapeake Avenue, greeted Mayor Ward, Vice Mayor Wallace, members of Council, Ms. Bunting and Ms. Hudson and made the following statement: I appear before you this evening as a member of the Board of Directors of the Hampton/Newport News Community Services Board (CSB). I will soon enter my ninth and final year on the CSB. I am very grateful to you for this profound opportunity and for the trust that you have placed in me. My purpose for appearing before you tonight is twofold. First, we always start by saying "thank you". On behalf of the Board, I wish to thank you publicly for your financial support and also for your appreciation of the critically necessary services which we provide or coordinate for our citizens. My second focus is the Hampton Court Pre-trial Plus Program that our Board Chair, Minister Steven Brown, mentioned to you last week. This currently unfunded program is one of our very highest priorities. Its purpose is to target adults with mental illness who are repeat offenders in the local criminal justice system. By engaging these individuals who have serious mental illness in active and managed mental health treatment, we avoid the public expense of incarceration for high need individuals and we see real improvements in people's lives. While the number of individuals served by the program at any one time is relatively low, the impact in terms of the efficient use of public resources is significant. I've recently had the opportunity to review the results of this jail

diversion pilot for 14 individuals with mental illness who instead of spending time in jail received case management, psychiatric outpatient care and medication management interventions. For 13 of the 14, there have been no further arrests and we have seen significant improvements in their health, wellbeing and ability to contribute to society. On top of that, we save the taxpayers well over \$100,000 in unused jail time; over \$200,000 if you use the higher calculation for incarceration of inmates with mental illness (that was just for 14 people). We ask that you consider amending your local support to the CSB budget for next fiscal year and sustain this program dedicated to serving residents of Hampton and which is truly unique throughout the Commonwealth. Thank you for your consideration.

Councilman Stuart commented that there is a portion of our population that has means such as a home, family and a support system; however, there is also a homeless portion of the population that has these types of problems. He said this is a way to steadily and routinely address homelessness at its root and asked how the numbers flesh out.

Ms. Marchello replied only one of the individuals in the pilot program was homeless; however, 2/3 of them were previous CSB clients. At the request of Ms. Marchello, CSB Director Mr. Charles Hall addressed Councilman Stuart's question.

Mr. Hall stated 7% of the people in the program were veterans, 64% were male, 35% were female, and one person was homeless. He added some were with families, some were in assisted living facilities and some were in substandard housing which we do not consider homeless.

Councilman Stuart asked if there is any remedy for homeless individuals who have been convicted of numerous criminal activities with fines that preclude them from ever improving their situation.

Mr. Hall replied the proposal that he and Director of the Community Criminal Justice Agency, Mr. Andy Warriner, constructed and that members of the General Assembly delegation advocated for included housing, psychiatric treatment, case management and medication. That program was unsuccessful and we are only providing case management with no housing support for individuals. This does not mean we discriminate against the homeless; we will take people who are homeless, but we don't have the resources to provide for housing. However, housing is critical because you cannot treat someone who is homeless and not provide housing.

Councilman Stuart thanked Mr. Hall and Ms. Marchello for the information and for what they do in our community.

At Councilman Moffett's request, Mr. Hall elaborated on the savings to treat these individuals versus the cost to incarcerate them.

Mr. Hall said these individuals are referred to us by the Commonwealth and the Judges from Circuit Court, General District Court and Juvenile Delinquent Court. We are a case management team that serves all of the courts. The recently retired Commonwealth's Attorney said we have to focus on those individuals who consume the vast amount of resources. In offering an estimate of return on investment, we took the Sheriff's \$59 per day for an inmate without mental illness, we took the Gaines Institute estimate of \$135 per day to incarcerate someone with serious mental illness, we looked at the previous

charges of the 14 individuals and estimated how much time they would have spent in jail had they not been engaged with the CSB, to determine that we are providing a return on investment and we believe it is worth it, not counting the cost in terms of humanity of keeping the people out of jail.

Vice Mayor Wallace asked what the amount of investment is. Mr. Hall apologized for not getting the number to Mr. Gray sooner and stated we requested \$91,000 of the City Manager to support a Case Manager, housing support, medication and psychiatry. He stated he has revised that information (with Mr. Warriner's support) to \$51,000 to provide for 14 individuals. Mr. Warriner told Mr. Gray we could do it for ten individuals at no additional cost. He stated he regrets that Mr. Warriner was not present to debate the issue; however, he (Mr. Hall) cannot support it without additional funds.

Vice Mayor Wallace asked if 14 is the estimated number in a given year. Mr. Hall replied yes and the 14 includes veterans, homeless and adults with mental illness.

Ms. Bunting noted the CSB was already helping 14 and asked him to clarify if he meant they will help an additional 14. Mr. Hall stated he was referring to the original 14 people being helped and he cannot sustain the program without additional funding. He noted this is such a priority that if Council supports him, he will delay implementing VRS changes and have the liability of the 1.7% for payroll and fund this. He said that is a \$460,000 hit his budget took that his Board will want him to fund; however, this is a higher priority. He reiterated the CSB will support and provide on-going services to the 14 people.

Mr. Willie Rosser, 16 Wells Court, made the following statement: I want to thank the Mayor and you all. I am a member of the Denbigh House in Newport News. I want to thank you for your continued funding. I'm a Hampton resident and there are several others that are Hampton residents working at the Denbigh House. Being at the Denbigh House has helped me go back to college and has helped some of the other people go back to work. After being in a coma for 13 months, I turned 38 two days ago. I don't feel bad going back to school working on my Master's. I have to thank the counselors at the Denbigh House and want to thank you for having the foresight and the knowledge to work with people who have suffered traumatic brain injury. We need all of their help; all of your assistance. We thank you and hope that you continue to support us daily. Thank you very much. Have a nice day.

Mr. Jason Young, 12725 McManus Blvd., Newport News, Executive Director of the Community Futures Foundation, (the non-profit organization which runs the Denbigh House) greeted Mayor Ward, Vice Mayor Wallace, and the members of Council and made the following statement: I came tonight to say thank you to the City of Hampton for your on-going support of the Denbigh House. I want to provide an update on our program. Last year we served over 60 survivors with our long-term intensive services at the Denbigh House. It is an agency that provided services to over 180 persons last year. Our comprehensive services assist survivors in a number of ways in helping them regain independence, return to work, return to school and help them to remain living as a part of our larger community. The services we provide in the Denbigh House are critical and major. We are a State defined core safety net service for survivors of brain injury. The services we provide do everything from helping keep people out of nursing homes at a very young age to helping a lot of people maintain independent living and giving them something to do on a daily basis versus sitting at home doing nothing. Some of

the people we serve are at true risk for either homelessness or severe health and safety issues without our services; so, they really are safety net services for the community that we provide. You had a good discussion with the Community Services Board and we have a very fine Community Services Board. I want to equate what they are for people with mental illness, substance abuse and intellectual disabilities. The Denbigh House is on a much smaller scale; it is like the CSB for people with brain injuries. Brain injury is not a mandated service population for Community Services Boards; so, typically, they are not served in that system. We have services in Richmond and work with many different Services Boards. Hampton/Newport News CSB is excellent to work with and is a great partner and work with us in a variety of means and mechanisms for people who may have a dual diagnosis of mental illness and a brain injury or someone in crisis. That is atypical from a lot of Community Services Boards. One of the on-going challenging aspects of our service is there is not a lot of brain injury funding out there. Brain injury is the leading cause of death and disability in the United States for persons under the age of 45. Right now, there are over 3,000 Hampton City residents that live with a disability as a result of brain injury. We have a constant demand for our services. Our partnership with the City of Hampton is critical for us to be able to serve as many people as possible. You have put your trust in us and we are very thankful on behalf of our staff and our Board and the over 180 survivors that we served last year. Thank you very much.

Ms. Rebecca Mahan, 353 Level Green Court, President of Hampton Council PTA's (a board which oversees the PTA's at all 33 schools in Hampton) greeted Mayor Ward, Vice Mayor Wallace and the members of Council and made the following statement: When you think about community, you think about schools. Neighborhoods are built around them and families grow. When people move to a community, they frequently base their purchase of a home on the quality of the schools. Strong schools are the cornerstones of a community and the support of this Council and their budget decisions are essential to keep our schools at such a high level. Schools and the staff in them have already been severely impacted by past budget cuts and shortfalls, and there is very little left to cut. Myself and hundreds of dedicated PTA volunteers are in schools every day and we see the eventual impact that these cuts have as they trickle down to our schools. The schools are where the budget decisions become real. The choices and decisions are not line items or dollar signs in rows on a spreadsheet that we discuss in a very businesslike manner and do our best to figure out. They are teachers who are already overworked and need incentives to stay. They are custodial staff, nurses, teachers' aides, librarians, parents and ultimately their children. They are the children of this entire community and they belong to all of us: Businesses, retirees (young and old), grandparents, single, married. They are my children who proudly attend Kecoughtan. It's not just my neighbor's children who go to Phillips or my friend's grandson who attends Spratley. They are everyone's children who will one day leave our schools and aspire to attend some of the best schools in this State and beyond. They are the children who will leave Hampton City Schools and hope to be productive workers in our community and they will one day be leaders in our community and possibly sit where you all are sitting now. It comes full circle. We need your support so we can do our part in creating productive, responsible, well-educated members of our community. Yesterday, at one of the election sites, an older gentleman stopped to discuss one of the candidates with me. He said "I haven't had a child in Hampton City Schools in twenty-five years, but all these kids and all these schools – they are my kids."

Ms. Mahan continued her statement. I encourage you, the Councilmembers and all people that have an impact on our budget that feel that they are all your children, too, to devote funds to our schools to keep quality teachers and to set our children up for success. Thank you for your time.

Mr. Hugh Bassette, 117 Rip Rap Road, made the following statement: I am speaking on behalf of the Old Northampton Community Organization. First, I would like to offer condolences to Mayor Ward. We are glad to see you back to move Hampton forward. I want to talk about the Master Plans. You said you were going to re-evaluate Phoebus, Downtown and Buckroe. Part of the North King Street Master Plan involves areas in our neighborhood. We would like our Master Plan evaluated also. So far, the only money that has been spent was for a \$750,000 street light that I don't think anybody wanted. I gave a letter to Community Development Department Director Mr. Terry O'Neill about meeting with staff to talk about re-evaluating the King Street Master Plan. There are some things in there that we would like to take out and there are other things we would like to put in. My street has some plans. We noticed that in the Capital Improvement Plan that there is no money for King Street until fiscal year 2017. Hopefully, we can get our Master Plan moving just like some of the other Master Plans are moving. Hopefully, we can talk to staff to see if it can be amended. I would also like to use this opportunity to commend Ms. Bunting. I didn't think she could do it, but evidently she came up with a way to balance the budget without increasing my property tax. On behalf of Old North Hampton, "Good Job". We still don't have funding for the last street curb and gutter on Langley Avenue. There is \$4,600,000 in the street resurfacing program. Hopefully, some of that money can be used for the Langley Street project. Lastly, did the wind blow my signs away, or did George get them?

Ms. Carole Garrison, 410 Shoreline Drive, greeted the Mayor, Vice Mayor, City Manager and City Attorney and made the following statement: I am here first to thank Ms. Bunting. She promised that she would start looking at the waterways and the water issues and she put money in the budget and is looking at things outside the box for us to accomplish this and we really do appreciate it. We are going to have a lot of big issues over the next couple of years, especially with the Total Maximum Daily Load (TMDL), stormwater, flooding, dredging and many items we should have been working on over the years, but because they were not so important, they were not. I am glad to see that you all are looking at them. One thing that I am not positive on (so this may not be correct) is your dredging of Salt Ponds. I thought it included the groining in the area to catch the sand that is filling it in. If that is not in there, then I hope you reconsider. If it is in there, thank you. The reason you are having to dredge so much in Salt Ponds is that sand is being dumped in and that groining will help stop that. You will still have to dredge Salt Ponds, but it won't be as frequent. The other item that I wanted to thank you for was the waterways grant writer. It is going to be hard, especially with the stormwater to get the funding and it is going to be a lot of money that is going to be put on you all by the State. I appreciate you looking at an area outside of the box trying to get this fixed. I wanted to thank Ms. Bunting personally.

Ms. Kim Spriggs, 27 Sacramento Drive Apt. 45, greeted the members of Council, thanked them for the opportunity to speak regarding the Therapeutic Program through Parks and Recreation and made the following statement: I can personally say that the Therapeutic Program has helped contribute to my child's development. I feel he receives the attention he needs and he has established a rapport with the staff as well as other students in the program. All children, as we know, need structure and

consistency, but it is especially essential for children with therapeutic needs. These children rely on these two major components in their growth and development. Closing the Therapeutic Program on Monday or any other day of the week would interrupt my child's development and it would do a disservice to his progress as well as other children. I'm sure closing the program would be a tough thing to do. Personally, it would be a tough decision to continue supporting the program at all because if I should have to pick a different avenue for my child one day of the week, more than likely I would choose it for every day of the week. Reason being, when a parent sends their child to a facility for one day of the week, they accrue charges for the entire week. With that being said, this option is not cost effective for me as well as other families I am sure. Thank you for your time and consideration.

Mayor Ward noted she had recently spoken with the City Manager regarding this topic and asked her to give comments.

Ms. Bunting stated that in addition to the Therapeutic Program, we have other afterschool programs in some of our community centers, for instance, the Northampton Community Center. Although we would be closing the facility on Mondays under what was released in the budget, fee based programs could continue to operate in the facility. She added that the facility would not be open to the general public; however, our intention was to continue to offer programs such as the one Ms. Spriggs participates in, provided there is enough enrollment. She clarified other community members would not be able to use the facilities because we would not have staffing to support the non-fee based programs. Ms. Bunting noted we have a small amount of extra money from the State, and therefore, community centers are one of the areas she will recommend Council consider.

Mayor Ward called for any additional speakers. As there were no additional speakers, she closed the Public Hearing.

#### HELD PUBLIC HEARING

Julia Templeman and Ricky Barnes spoke in support of Hampton's youth civic engagement efforts.

Sara (Sallie) L. Marchello spoke on behalf of the Hampton-Newport News Community Services Board. Chuck Hall also provided information.

Willie Rosser and Jason Young spoke in support of funding for Denbigh House.

Rebecca Mahan, President of the Hampton Council of PTAs, spoke in support of funding for Hampton City Schools.

Hugh Bassette spoke on behalf of the Old Northampton Community and the need for the North King Street master plan to be reevaluated. He also complimented the City Manager for balancing the budget without a real estate tax increase.

Carole Garrison thanked the City Manager for beginning to look into the waterways issues and for the grant writer as well as the need for a groin in connection with Salt Ponds dredging.

Kim Spriggs spoke in support of Hampton Parks & Recreation's therapeutic programs.

**Budget Ordinances Requiring Two Readings (May 2 and May 9, 2012)**

Councilman Stuart noted he would abstain from item 11 and requested items 14 and 15 be removed for individual consideration.

3. 12-0173 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

**Nays:** 0

4. 12-0174 An Ordinance to Adopt a Budget and Appropriate Monies for the Capital Budget for the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

**Nays:** 0

5. 12-0175 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Solid Waste Management Fund for the Fiscal Year beginning July 1, 2012 and ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II,  
Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly  
Joseph Ward

**Nays:** 0

6. 12-0176 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Stormwater Management Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II,  
Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly  
Joseph Ward

**Nays:** 0

7. 12-0177 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Wastewater Management Fund for the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2012 and ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II,  
Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly  
Joseph Ward

**Nays:** 0

8. 12-0178 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Fleet Services Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II,  
Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly  
Joseph Ward

**Nays:** 0

9. 12-0180 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Risk Management Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

**Nays:** 0

10. 12-0183 An ordinance to adopt a budget and appropriate monies for the general expenses of the Hampton Coliseum Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

**Nays:** 0

11. 12-0184 An ordinance to adopt a budget and appropriate monies for the general expenses of the Hampton Roads Convention Center Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013.

Councilman Stuart stated he will abstain from the vote due to a financial relationship between his employer and this institution.

ADOPTED ON FIRST READING

**Motion made by:** Councilmember Ross A. Kearney, II

**Seconded by:** Councilmember Joseph H. Spencer, II

**Ayes:** 6 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

**Nays:** 0

12. 12-0186 An Ordinance to Set the Tax Rate on Tangible Personal Property, Vehicles Without Motive Power (Manufactured Homes), Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Machinery and Tools, Machinery and Tools Used Directly in the Manufacture of Precision Investment Castings; Boats or Watercraft Weighing Five Tons or More, Not Used Solely For Business Purposes; Boats or Watercraft Weighing Less Than Five Tons, Not Used Solely for Business Purposes; Boats or Watercraft Weighing Five Tons or More, Used for Business Purposes Only; Boats or Watercraft Weighing Less Than Five Tons, Used For Business Purposes Only and Privately Owned

Camping Trailers and Motor Homes Used For Recreational Purposes Only, and Motor Vehicles Owned Regularly Used by Disabled Veterans in the City of Hampton, Virginia for the Calendar Year Beginning January 1, 2013 and Ending on December 31, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

**Nays:** 0

13. 12-0187 An Ordinance to Set the Tax Rate on Real Properties in the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

ADOPTED ON FIRST READING - Items 3 through 10, 12, and 13 were handled in one motion.

**Motion made by:** Councilmember Joseph H. Spencer, II

**Seconded by:** Councilmember Ross A. Kearney, II

**Ayes:** 7 - Ross A. Kearney, II, Will Moffett, Joseph H. Spencer, II, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

**Nays:** 0

14. 12-0163 An Ordinance to Amend and Re-enact Chapter 37 "Taxation", Article X "Cigarette Tax", Section 37-302 "Levied; Amount" of the Code of The City of Hampton, Virginia, to increase the tax levied and imposed upon the sale of cigarettes to forty-two and one-half (42.5) mills per cigarette (\$.85 per pack of twenty).

Councilman Spencer noted that these items are voted on at two readings and we generally do the corrections at the second reading. Mayor Ward concurred.

Councilman Stuart stated he understood the tradition regarding the first reading; however, this is a matter of principle more than anything else.

ADOPTED ON FIRST READING - items 14 and 15 were handled in one motion.

**Motion made by:** Councilmember Ross A. Kearney, II

**Seconded by:** Vice Mayor George E. Wallace

**Ayes:** 4 - Ross A. Kearney, II, Joseph H. Spencer, II, George E. Wallace, Molly Joseph Ward

**Nays:** 3 - Will Moffett, Christopher G. Stuart, Donnie R. Tuck

15. 12-0164 An Ordinance to Amend and Re-enact Chapter 37 "Taxation", Article VII "Tax On Food And Beverages Sold By Food Establishments", Section 37-227 "Levied; Amount" of the Code of the City of Hampton, Virginia, to increase the tax levied and imposed upon the sale of all food and

beverages sold in the city in or from a food establishment to seven and one-half (7.5) percent.

Comments regarding this item are noted under item fourteen.

ADOPTED ON FIRST READING - items 14 and 15 were handled in one motion.

**Motion made by:** Councilmember Ross A. Kearney, II

**Seconded by:** Vice Mayor George E. Wallace

**Ayes:** 4 - Ross A. Kearney, II, Joseph H. Spencer, II, George E. Wallace, Molly Joseph Ward

**Nays:** 3 - Will Moffett, Christopher G. Stuart, Donnie R. Tuck

**Budget Ordinances Requiring One Reading (May 9, 2012)**

16. 12-0179 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Information Technology Fund for the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

17. 12-0181 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of The Hamptons Golf Course for the Fiscal Year Beginning July 1, 2012 and ending June 30, 2013.

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

18. 12-0182 An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of The Woodlands Golf Course for the Fiscal Year Beginning July 1, 2012 and ending June 30, 2013.

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

19. 12-0185 An ordinance to adopt a budget and appropriate monies for the Economic Development Fund for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013.

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

20. 12-0169 Ordinance To Amend And Reenact Chapter 14, Article II, Entitled "Fire Prevention And Protection" By Adding Thereto A New Section 14-29 Entitled "Fees For Commercial Fire Code Inspections And Fire Code Operational Permits"

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

21. 12-0170 An Ordinance to Amend and Re-enact Chapter 33.1 "Stormwater Management", Article II "Service Charges and Revenues", Section 33.1-21 "Same-Billing, Payment, Interest, Fee and Lien" of the Code of The City of Hampton, Virginia, to increase the Residential Stormwater Fee to \$6.41 per month and the Commercial Stormwater Fee to \$6.41 per 2,429 sq. ft. of impervious area.

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

22. 12-0171 An Ordinance to Amend and Re-enact Chapter 21 "Motor Vehicles and Traffic", Article II "Local Vehicle License", Section 21-41 "Amount of Fee – Generally" of the Code of The City of Hampton, Virginia, to increase the Local Vehicle License Fee to \$35.00 for Motor Vehicles up to Two (2) Tons and \$40.00 for Motor Vehicles Over Two (2) Tons.

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

23. 12-0172 An Ordinance to Amend and Re-enact Chapter 30 "Sewers and Sewage Disposal", Article III "Sewer Use Charges", Section 30-48 "Amount" of the City of Hampton, Virginia, to increase the sewer user surcharge to sixty-six cents (\$0.66) per 100 cu. ft. of water consumption.

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

24. 12-0191 Ordinance To Amend And Reenact Chapter 9, Article II Of The Code Of The City Of Hampton Entitled "Building And Development Regulations", Article II "Building Code", Division 2 "Permit And Inspection Fees", Section 9-41 Entitled "Payment Prerequisite To Issuance Or Amendment Of Permit; No Refunds" To Increase The Fees By Ten Dollars (\$10.00)

NO ACTION REQUIRED - this item is scheduled for voting on May 9, 2012.

### Adjournment

\_\_\_\_\_  
Molly Joseph Ward  
Mayor

\_\_\_\_\_  
Katherine K. Glass, CMC  
Clerk of Council

Date approved by Council \_\_\_\_\_

Good evening Mayor Ward, Vice Mayor Wallace, Mrs. Bunting, City Council members, and guests. I am Julia Templeman, the Chair of the Hampton Youth Commission.

As you may recall, one week ago, I came before you to speak on behalf of the Commission about the budget. At that time, we were concerned about our inability to find youth civic engagement in the budget. We would like to thank Debbie Russell for taking the time out of her busy schedule to address our questions and concerns. We left our work session reassured of the city's commitment to youth voice.

With that said, we recognize that this year will be one of transition as the City moves from having city staff as the primary support of youth civic engagement to one in which an outside nonprofit agency will provide the primary support for the agenda. However, as supporters of youth civic engagement, we ask that throughout this time of change that the City fully engage youth in the decision-making process, particularly as proposals are reviewed and the incoming organization is selected. Namely, we are requesting that youth, including some representatives from the Commission, have a meaningful role in the selection process. We feel that this decision-making role is vital not only to the youth civic engagement agenda but also for the incoming organization to understand the process of how we, the Hampton Youth Commission, do business—in a youth-adult partnership. Because this decision will directly impact youth throughout the city, this decision should involve youth.

Likewise, we would also like to thank City Council for your continued support of the Hampton Teen Center, also another important issue for the Youth Commission. As a product of the youth civic engagement agenda is years past, we ask that the City solicit continued youth voice on all decisions made regarding the Teen Center by including youth on any board advising on its vision, role, and priorities. Finally, we ask that Council respond to our desire to continue to host special events at the Teen Center in the upcoming year.

Thank you for your prompt response in our concerns last week as well as your time and consideration of these matters. Good night.

Good evening Mayor Ward, Vice Mayor Wallace, Mrs. Bunting, City Council Members and Guests. I am Rickey Barnes and I am here to speak on behalf of the Hampton Youth Commission. I have had the pleasure of serving on the Commission for the past three years and I have seen firsthand the effects of the economic downturn on the operations of the Hampton Youth Commission. We are aware of the challenges that the City has faced in trying to maintain its workforce and services while working with limited resources and we do not envy your job. And while we realize that there may not be money left in the city's budget for further additions, we encourage you to consider the following for not only this year but the years to come.

In the past, the Youth Commission was able to share their experiences with other young leaders throughout the country by attending conferences each year. These were both learning experiences, as well as, a way to promote Hampton and our work. This; is how Hampton, became so renowned for youth civic engagement. With depleted funds, this has been viewed as a luxury but in many ways these experiences raise the bar and provide training that cannot be duplicated on the local level.

In addition, the grant program has suffered tremendously and yet, it has always been an integral part of the Youth Commission's work. It is what gives the Commission's work more depth. It provides youth groups with the funding that they need to make a positive impact in the community. And in doing so, it promotes the Commission's vision of "young people with the power and voice to shape the future of Hampton." As one of the primary ways of addressing youth issues, we desperately need our grant funding to be reinstated.

Finally, our first two requests along with current activities require an adequate operating budget which includes marketing and supplies for meetings as well as activities. While we have been pushing forward any further assistance would be greatly appreciated. We ask for these items so that we may extend our influence across the city and provide resources to youth so that they can shape the future of Hampton. So, we urge you to consider increasing the funding for the youth commission so that we may serve our constituents as you serve yours. Thank you for your time.